

#26

Atty. Ref. No. 22789X-S US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Douglas T. ROSS, *et al.*
Title: PIPECOLIC ACID DERIVATIVES FOR VISION
AND MEMORY DISORDERS
Patent No. 6,376,517
Appl. No.: 09/134,417
Filing Date: August 14, 1998
Examiner: Vickie Y. Kim

CORRECTION OF ERROR IN SMALL ENTITY STATUS AND DEFICIENCY PAYMENT

United States Patent and Trademark Office
Office of Finance
Via Facsimile: 571-273-6500

Sir:

Pursuant to 37 C.F.R. §1.27 (c)(1), Applicants hereby request removal of small entity status pursuant to §1.27(g) (2) in the above-identified patent.

Pursuant to 37 C.F.R. §1.28 (c), we wish to advise the Office that maintenance fees paid on October 24, 2005 were erroneously paid at the small entity amount.

The deficiency amount owed to the Office is \$580.00.

Pursuant to 37 C.F.R. §1.28 (c) (2) (i) (ii A-D), the calculation of the deficiency amount is as follows:

04/24/2007 DALLEN 00000018 502037 6376517

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Type of Fee Erroneously Paid as a Small Entity	Small Entity Maintenance Fee - Year 3.5
Current Fee Amount for Non-Small Entity	\$900.00 Large Entity Maintenance Fee - Year 3.5 \$130.00 Large Entity Surcharge for Late Payment Within 6 Months
Small Entity Fee Actually Paid	\$ 450.00
Small Entity Fee Payment Date	October 23, 2005
Deficiency Owed Amount	\$580.00
Total Deficiency Payment Owed	\$580.00

We respectfully request that the Office withdraw the deficiency amount owed, and any processing or other fees due in connection with this communication, from the deposit account, No. 502037, from which the undersigned is authorized to withdraw.

For any questions, please contact the undersigned at 410-631-6494.

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Respectfully submitted,

By Date April 21, 2006

Hansjorg Sauer
Chief Patent Counsel - MGI PHARMA
Registration No. 50,269

PTO/SB/97 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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410-631-6497
Telephone Number

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Patent No.: 6,376,517

Correction of Error in Small Entity Status
and Deficiency Payment

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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To: USPTO Fax: 571-273-6500
Office of Finance

From: Kathy Shaffer Tel: 410-631-6497
MGI PHARMA, INC. Fax: 410-631-5598

Date:

Total number of pages including this page: 4

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- Correction of Error in Small Entity Status
and Deficiency Payment